

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-009723

05/24/2010

HONORABLE JOHN A. BUTTRICK

CLERK OF THE COURT
C. Castro
Deputy

PAULINE GILSON, et al.

FRANCIS G FLEMING

v.

JOHN KEMMERIES, et al.

SCOTT W HULBERT

MICHAEL R PERRY
JONATHAN A DESSAULES
STEPHEN M DICHTER
JAMES H MARBURGER
ALTERNATIVE DISPUTE
RESOLUTION - CCC

SCHEDULING CONFERENCE SET

Courtroom 704 – Central Court Building.

8:41 a.m. This is the time set for Interim Case Management Conference. Plaintiffs are represented by counsel, Francis G. Fleming. Counter-Defendant Pauline Gilson is represented by counsel, Michael R. Perry. Defendant Kemmeries is represented by counsel, Scott W. Hulbert (telephonic appearance). Defendant Bombardier, Inc. is represented by counsel, James H. Marburger. Defendants Michaels, McAfee, Irwin, Bungard, Bitow, and Desert Sky Gypsy, LLC are represented by counsel, Stephen M. Dichter. Defendant Jawer LTD is represented by counsel, Jonathan A. Dessaulles.

Case status is discussed.

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IT IS ORDERED setting an Interim Case Management Conference for **September 20, 2010 @ 8:30 a.m. (time allotted: 1 hour)** in this division. The parties shall submit a Joint Case Management Status Report to the court no later than **5:00 p.m., September 15, 2010.**

IT IS FURTHER ORDERED AS FOLLOWS:

1. DISCLOSURE, DISCOVERY AND MOTIONS.

- A. **Expert Witnesses (alternating disclosure):** Plaintiffs shall designate the name, subject matter, address, curriculum vitae, and opinions of all trial experts by **November 30, 2010.** Defendants shall designate the name, subject matter, address, curriculum vitae, and opinions of all trial experts by **January 31, 2011.** Plaintiff's rebuttal trial experts shall be designated by **February 28, 2011.**
- B. **Discovery Cutoff:** All discovery shall be completed by **April 15, 2011.**
- C. **Pretrial Motions:** All pretrial motions, other than Motions in Limine, shall be filed no later than **June 1, 2011.**

2. SETTLEMENT CONFERENCE.

IT IS ORDERED the parties shall participate in a Settlement Conference. This case is referred to the Court's Office of Alternative Dispute Resolution for the appointment of a Judge Pro Tempore to conduct a Settlement Conference. Counsel and/or the parties will receive a minute entry from ADR appointing the Judge Pro Tempore. Counsel and any "pro per" parties will contact the appointed Judge Pro Tempore to arrange the date, time and location for the Settlement Conference. The Judge Pro Tempore is requested to conduct a Settlement Conference no later than **February 1, 2011.** **The Office of Alternative Dispute Resolution will not do the scheduling of the Settlement Conference so please do not contact that office.**

If counsel prefer to use a private mediator to conduct the Settlement Conference, a Stipulation and Order re: alternative to ADR must be presented to the Court by no later than October 1, 2010.

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3. TRIAL SETTING CONFERENCE.

IT IS FURTHER ORDERED setting a Trial Setting Conference on **August 1, 2011 @ 8:30 a.m.** (time allotted: 30 minutes) in this division. At that time a firm trial date shall be set. In addition, a Final Pretrial Conference will be scheduled and the Court shall set deadlines for Motions in Limine, the Joint Pretrial Statement, Jury Instructions, Verdict Forms and Voir Dire Questions.

9:27 a.m. Matter concludes.

NOTE: All Court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting the division three (3) court business days before the scheduled hearing.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>